

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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A.W. FINANCIAL SERVICES, S.A., as successor :
in interest to TERTIAIRE INVESTISSEMENT,
S.A., :

Plaintiff, :

-against- :

EMPIRE RESOURCES, INC., AMERICAN
STOCK TRANSFER & TRUST COMPANY, :
and AFFILIATED COMPUTER SERVICES, :
INC., :

Defendants. :
-----X

07 CIV 8491 (SHS)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys

for the plaintiff A.W. Financial Services, S.A., as successor in interest to Tertiaire

Investissement, SA. And defendant American Stock Transfer and Trust Company that said

defendant's time to answer or otherwise move with respect to the Complaint is hereby extended


to November 30, 2007.

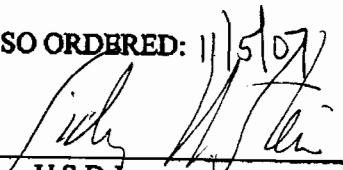
Dated: New York, New York
October 25, 2007

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SO ORDERED: 11/5/07

U.S.D.J. m